IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE CIVIL JURISDICTION

Writ Petition No.2l58 of 2005

The Thane City Hotel and Restaurant Owners Association, Thane ..petitioners

vs

The Commissioner,State Excise & ors..Respondents

Mr H S S Murthy for Petitiners

Mr S.R.Nargolkar AGP for respondent nos.l to 5

CORAM: A.P.SHAH & D.Y.CHANDRACHUD JJ.

Dated l.7.2005

P.C:

. We have heard the learned counsel for the parties. It appears that initially the licence fee for the year 2004-05 for the areas with population of l0 lacs to 20 lacs was reduced to Rs.2.l0 lacs. Thereafter the petitioners again made representation and the fees were further reduced to Rs.l.60 lacs. In the meantime the petitioners paid licence fee as per the applicable rate i.e. Rs 2.l0 lacs and got their licences renewed. Considering the fact when the earlier notification was in force the fee applicable for the said year Rs.2.l0 lacs has been paid by the petitioners the merits of the diverse contentions raised by the petitioners are not required to be gone into by us. We are informed that similar petitions filed by the

various associations of liquor dealers have been dismissed by this court vide order dated 5.4.2005 passed in Writ Petition No.20l2 of 2005 and companion petitions. Petition is accordingly disposed of.